

H.R. 3194 Consolidated Appropriations Act of 2000
Subtitle E - Automated Export System Relating to Export Information
Section 1251 - "Proliferation Prevention Enhancement Act of 1999"

On Monday, November 29, 1999 the President signed (enacted) H.R. 3194 into law. **Section 1252** of this law amends Title 13 U.S.C. Section 301 to add section (h) authorizing Commerce/Census to require by regulation mandatory reporting requirements for filing export information through the Automated Export System (AES). The Act specifies that all items on the U.S. Munitions List (State) and the Commerce Control List (BXA) be reported using the AES. This legislation will go **into effect** 270 days after the Departments of Commerce, Treasury, and the National Institute of Standards and Technology jointly certify to appropriate Senate and House Committees that a secure and functional AES is capable of handling and implementing the provisions and workload volume mandated by this legislation.

Section 1253 of this law states, in a sense of Congress resolution, that all exporters should be encouraged to use the AES to file all export information.

Section 1254 of this law requires the Department of Commerce, in consultation with the Departments of State, Defense, Treasury, Energy, and the CIA to submit a report to the appropriate committees of Congress no later than 180 days after the date of enactment (May 29, 2000) setting forth:

- (a) The advisability and feasibility of mandating AES for all SED information.
- (b) The manner in which data gathered by the AES can most effectively be used by other automated licensing systems administered by other Federal agencies including
 - (1) Defense Trade Application System (State)
 - (2) Export Control Automated Support System (Commerce/BXA)
 - (3) Foreign Disclosure and Technology Information System (Defense)
 - (4) Proliferation Information Network System (Energy)
 - (5) Enforcement Communication System (Treasury)
 - (6) Export Control System (CIA)
- (c) A proposed timetable for any expansion of the information required to be filed through AES.

Actions To Date

A. Certification Report Process: The Census Bureau is preparing the certification report and coordinating the certification process with the Departments of Commerce, Treasury, and the National Institute of Standards and Technology. Letters have been distributed to the appropriate agencies and a working group will be established to prepare the certification report and submit the certification report to the Committee on Foreign Relations of the Senate and the Committee on International Relations of the House of Representatives.

B. Feasibility Report Process: The Census Bureau is coordinating the establishment of a working group made up of the six (6) licensing agencies listed above to report on the advisability and feasibility of mandating AES for all SED information and for determining the manner in which data gathered by AES can most effectively be used by other automated licensing systems administered by other Federal agencies listed above. Letters have been distributed to the appropriate agencies under the signature of the Secretary of Commerce and a working group will be established to prepare the feasibility report and submit the feasibility report to the Committee on Foreign Relations of the Senate and the Committee on International Relations of the House of Representatives.